

1 Adopt 2 Cal. Code Regs. Section 18572 to read:

2 **18572. Lobbyist Contributions - Making a Contribution Defined.**

3 (a) A lobbyist makes a contribution prohibited by Government Code section 85702 when
4 he or she mails, delivers or otherwise transmits to a covered elected state officer, a candidate for
5 elective state office or his or her controlled committee, or to a committee primarily formed to
6 support or oppose such a candidate, a contribution as defined in Government Code section 82015
7 and 2 Cal. Code Regs. section 18215, and the contribution is made from the lobbyist's personal
8 funds or assets. [Decision 1: A contribution will be deemed to be made from a lobbyist's
9 personal funds or assets when the contribution is made from assets which are the personal
10 property of the lobbyist, unless pursuant to 2 Cal. Code Regs. section 18533 the contribution is
11 attributed to another person.]

12 **[Decision 2:**

13 (b) In addition to a lobbyist's personal funds, a lobbyist is deemed to make a contribution
14 prohibited by Government Code section 85702 when any of the following occur:

15 [(1) The contribution is made by a business entity, including a lobbying firm, wholly-
16 owned by the lobbyist, and the lobbyist directs the making of the contribution.]

17 [(2) The contribution is made by a committee comprised solely of lobbyists.]

18 [(3) The contribution is made by a third party acting as an intermediary on behalf of the
19 lobbyist within the meaning of Government Code section 84302 and 2 Cal. Code Regs. section
20 18432.5.]

1 **[Decision 3:**

2 (c) Contributions made by a lobbyist from funds under the lobbyist's direction and control
3 will be attributed to the lobbyist in accordance with the provisions of Government Code section
4 85311.]

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6 NOTE: Authority cited: Section 83112, Government Code.
7 Reference: Sections 82015[, 85311] and 85702, Government Code.
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9 **Finding of Emergency**

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11 The Fair Political Practices Commission finds that an emergency exists and that
12 amendment of the foregoing regulation is necessary for the immediate preservation of the public
13 peace, health, safety or general welfare. A statement of the facts constituting such emergency is:
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15 **Statement of Facts**

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17 On November 7, 2000, the voters approved Proposition 34, which makes significant
18 additions and amendments to the Political Reform Act (Government Code section 81000 et seq.).
19 The statutory changes affect the conduct of the political process at the state and local level, and
20 also similarly affect the exercise of political rights by individuals, parties and organizations.
21 Clarification and orderly implementation of these statutory changes by the Commission in
22 emergency regulations are necessary to minimize disruption of the political process.
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